

April 24, 2014

The Marion County Council held its regularly scheduled meeting, on Thursday, April 24, 2014 at 7:00 P.M., in the City Council Chambers City Hall, Marion, South Carolina. Members present were Buddy Collins, Chairman; Elista H. Smith, Vice Chairperson; John Q. Atkinson, Jr., Allen W. Floyd, Simon Jenkins, Thomas E. Shaw, and Milton W. Troy, II. Also present were G. Timothy Harper, Administrator; Charles L. McLain III, County Attorney; and Sabrina Davis, Clerk to Council. A representative from the Star & Enterprise was present and duly notified.

Chairman Collins called the meeting to order and asked Councilman Simon Jenkins to lead the Invocation, after which he welcomed visitors and read the Freedom of Information Announcement.

Motion was made by Mr. Jenkins, seconded by Mr. Shaw, and carried unanimously, to approve as written, the minutes of the regular meeting held on March 27, 2014.

Motion was made by Mr. Shaw, seconded by Mr. Jenkins; to approve as written, the minutes of the regular meeting held on April 8, 2014. Mr. Troy questioned the 3rd paragraph the 3rd sentence on page 5 of the minutes. Mr. Troy asked if Marco was included in the meeting with Grand Strand. Chairman Collins stated that Marco was not included. He stated that the meeting would involve Grand Strands Attorney, Administrator, Chairman, and Vice Chairperson and the County Attorney. Mr. Harper suggested meeting with Grand Strand before involving Marco. The motion carried unanimously.

Motion was made by Vice Chairperson Smith, seconded by Mr. Shaw, and carried unanimously, to recess the regular meeting and open public hearing for Ordinance #2014-04.

The County Attorney opened the floor to the public for questions. There were no questions from the public regarding this ordinance.

Motion was made by Vice Chairperson Smith, seconded by Mr. Shaw, and carried unanimously, to close the public hearing and reconvene the regular meeting.

The County Attorney stated that item A. & C. second reading for the ordinance listed on the agenda as follows were not ready: A. Second Reading of Ordinance #2014-03 An Ordinance to Authorize the Lease of the Marion County Tax Parcel Number 121-00-00-033-000, more commonly referred to as the Old Marion County Landfill at Ariel Crossroads to Benjie Andrew for the sole purpose of cattle grazing under the terms of the lease attached hereto and made a part hereof, B. Third Reading of Ordinance #2014-04 To Provide for the Issuance and Sale of a not Exceeding Three Hundred Eighty-Five Thousand Dollar (\$385,000) General Obligation Bond of Marion County, South Carolina, To Prescribe the Purposes for Which the Proceeds of Said Bond Shall be Expended, To Provide for the Payment of Said Bond, and Other Matters Relating Thereto, C. Second Reading of Ordinance #2014-05, An Ordinance Authorizing the Lease, and all other matters required thereto, of certain Real Property Owned by Marion County Designated as Tax ID Number 055-00-00-121 & 127 to Project NY1.

The County Attorney told Council that item B. on the agenda; Third Reading of Ordinance #2014-04 To Provide for the Issuance and Sale of a not Exceeding Three Hundred Eighty-Five Thousand Dollar (\$385,000) General Obligation Bond of Marion County, South Carolina, To Prescribe the Purposes for Which the Proceeds of Said Bond Shall be Expended, To Provide for the Payment of Said Bond, and Other Matters Relating Thereto was ready: Motion was made by Vice Chairperson Smith, seconded by Mr. Jenkins, and carried unanimously, to approve third reading of Ordinance #2014-04. The County Attorney told Council Ordinance 2014-04 is the second installment on the Administration Building.

There were no reports given by Committee #1 or Committee #2.

The Administrator told Council that Mr. Damon L. Shortt had notified the office to be removed from the agenda. Mr. Harper stated that Mr. Shortt has requested to be on the May 22nd agenda.

The County Attorney told Council that he has spoken with Mr. Eddie Whittington the attorney for Marco regarding their rights to the territory that they said they have. Mr.

McLain stated that Mr. Whittington is in the process of researching this said matter further.

The Administrator had nothing new to report in reference to the New Administration Building.

The Administrator updated Council on the Capital Sales Tax. Mr. Harper told Council that a walkthrough has been done in the courthouse. He stated that a ribbon cutting ceremony will be held soon.

The Administrator provided Council a bid tabulation sheet in reference to the Sellers Resource Center. Mr. Harper stated that Council approved the bids in March to J&B Construction who was the low bidder. Mr. Harper told Council that J&B Construction has gone out of business. Mr. Harper asked Council's approval to award the contract to the second lowest bidder Welch Construction. Motion was made by Mr. Troy, seconded by Mr. Jenkins, and carried unanimously, to award the contract to Welch Construction.

The Administrator told Council that he received a request from James Foods; Inc. Mr. Harper stated that James Foods would like to have a frozen food truck sale the first weekend in May. Mr. Harper told Council that James Food is requesting permission to use the parking lot at the new Administration Building. Motion was made by Mr. Atkinson, seconded by Mr. Troy, and carried unanimously.

The Administrator updated Council on the winter storm cleanup. Mr. Harper provided Council a copy of the debris collection report. He told Council that the contractor on the County roads should be completed this weekend. Mr. Brandon Ellis stated that the debris that is eligible should be completed by the weekend. Mr. Atkinson stated that the haulers came down a road on his farm today, and did a terrible job. Council discussed this said matter at great length, Mr. Troy asked Mr. Ellis to define eligible debris. Mr. Ellis replied that it has to be a hazardous limb that is snapped, dangling, that will affect public property roadways or public utilities. He stated that the debris has to be brought to the public right-away were it's eligible to be collected. Mr. Ellis also mentioned to Council that the County has a code red notification system that notifies through text messages, emails, etc. Mr. Harper advised Council to submit the roads that have not been serviced.

The Administrator presented to Council a copy of the CTC report along with the rocking list that was approved on April 17, 2013. Mr. Harper told Council that he has requested \$247,000 for rocking, \$186,740 paving of new road to the spec building, and \$100,000 for the Southwest Mullins Drainage Project. He stated that the CTC has approved the

rocks and the Southwest Mullins Drainage Project. The paving of the new road to the spec building would be funded also.

The Administrator asked Council's approval to schedule a budget workshop for Tuesday, May 6th at 5:30 p.m. at the Administration Building. It was consensus of Council.

The Administrator mentioned to Council that the National Day of Prayer will be held on Thursday, May 1st at the Door of Hope Christian Church at 7:00 p.m.

The Administrator presented to Council a letter from the Marion County School District in reference to the parks. Mr. Harper stated that the information has been forwarded to the South Carolina State Board of Education for their approval.

The Administrator reported to Council that Mr. Paul Crandall's term on the Pee Dee Workforce Investment Board expires on June 30, 2014. Mr. Crandall has expressed his intent to resign at the end of his term. Mr. Darrell Jameson, Director of the Academy for Careers and Technology has been nominated to replace Mr. Crandall. Motion was made by Mr. Atkinson, seconded by Mr. Troy, and carried unanimously, to appoint Mr. Darrell Jameson, to replace Mr. Paul Crandall as a member to the Pee Dee Workforce Investment Board.

The Administrator provided Council a copy of the railroad legal fees analysis from Horry County. Mr. Harper told Council that the County has spent \$4,266.74. He stated that Horry County is requesting an additional \$5,033.91 for legal fees. Motion was made by Mr. Floyd, seconded by Mr. Atkinson, and carried unanimously, to table this said matter.

Mr. Shaw asked Mr. Harper if the County had a vicious dog ordinance. Mr. Harper told Mr. Shaw that the County has an ordinance in reference to dogs, but not vicious dogs. Mr. Harper also stated that he would check with other counties to see if they had an ordinance pertaining to vicious dogs.

Mr. Shaw stated that several of his constituents voiced their concerns regarding the garbage collection during the ice storm. He stated that they were charged, but did not receive service. Mr. Harper stated that Waste Management responded that they collected that week of garbage after the ice storm. He stated that Waste Management did not reduce the County's monthly bill.

Mr. Troy asked who owns the rural fire departments property in Marion County. Mr. Harper told Mr. Troy that the fire departments own the property.

Vice Chairperson Smith reminded Mr. Harper about the job descriptions, and the wage & salary study. Vice Chairperson Smith stated the she, along with the chairman, Administrator, Ms. Katherine Bell and Ms. Ogleretta White need to meet and discuss diversity during the budget process.

The Administrator told Council that he has finished the interviewing process for a Road & Bridges Director. Mr. Harper stated that an offer will be made tomorrow.

The Administrator updated Council on the communications tower. Mr. Harper stated that the estimated cost is around \$140,000 to 150,000 to install a new tower.

Motion was made by Mr. Shaw, seconded by Mr. Floyd, and carried unanimously, to go into executive session for an economic development and (2) contractual matters.

Motion was made by Mr. Floyd, seconded, by Mr. Shaw, and carried unanimously, to close executive session and reopen the regular scheduled meeting. Chairman Collins state that no action was taken during executive session called for an economic development and (2) contractual matters.

The Administrator asked Council's approval to add an addendum to the County's contract with Southern Health Partners to include the Marion County Prison Camp. Motion was made by Mr. Floyd, seconded by Mr. Atkinson, and carried unanimously.

Councilman Simon Jenkins had to be excused from the meeting.

Motion was made by Mr. Troy, for the Administrator with the assistance of the County Attorney to explore the feasibility in the ways of authorizing the sale of alcohol at the amphitheater. The motion was seconded by Mr. Shaw. (Mr. Floyd) voted against the motion. The motion carried.

There being no further business to discuss, motion was made by Mr. Floyd, seconded, by Mr. Atkinson, to adjourn the meeting at approximately 8:39 P.M.

John Q. Atkinson, Jr.

Simon Jenkins, Chaplain

Milton W. Troy, II

Charles L. McLain, III County Attorney

Allen W. Floyd

Thomas E. Shaw

G. Timothy Harper, Administrator

Sabrina Davis, Clerk to Council